

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

**GENESIS GLOBAL CAPITAL, LLC and
GEMINI TRUST COMPANY, LLC,**

Defendants.

Case No. 23-cv-287 (ER)

[PROPOSED] CIVIL CASE DISCOVERY PLAN AND SCHEDULING ORDER

This Civil Case Discovery Plan and Scheduling Order is adopted, after consultation with counsel, pursuant to Fed. R. Civ. P. 16 and 26(f):

1. All parties do not consent to conducting all further proceedings before a Magistrate Judge, including motions and trial, pursuant to 28 U.S.C. § 636(c).
2. This case is to be tried to a jury.
3. Joinder of additional parties must be accomplished by January 5, 2024.
4. Amended pleadings may be filed until January 5, 2024.
5. Interrogatories shall be served no later than May 24, 2024, and responses thereto shall be served within thirty (30) days thereafter. The provisions of Local Civil Rule 33.3 shall apply to this case.
6. First request for production of documents, if any, shall be served no later than January 26, 2024.
7. Non-expert depositions shall be completed by September 20, 2024.
 - a. Unless counsel agree otherwise or the Court so orders, depositions shall not be held until all parties have responded to any first requests for production of documents.
 - b. Depositions shall proceed concurrently.

- c. Whenever possible, unless counsel agree otherwise or the Court so orders, non-party depositions shall follow party depositions.
8. Any further interrogatories, including expert interrogatories, shall be served no later than October 25, 2024.
9. Requests to Admit, if any shall be served no later than September 20, 2024.
10. Expert reports shall be served no later than, October 25, 2024.
11. Rebuttal experts shall be served no later than November 22, 2024.
12. Expert depositions shall be completed by December 20, 2024.
13. ALL DISCOVERY SHALL BE COMPLETED BY December 20, 2024.
14. Any motions shall be filed in accordance with the Court's Individual Practices.
15. This Civil Case Discovery Plan and Scheduling Order may not be changed without leave of Court (or the assigned Magistrate Judge acting under a specific order of reference).
16. The Magistrate Judge assigned to this case is the Hon. _____.
17. If, after entry of this Order, the parties consent to trial before a Magistrate Judge, the Magistrate Judge will schedule a date certain for trial and will, if necessary, amend this Order consistent therewith.
18. The next case management conference is scheduled for _____.

SO ORDERED.

Dated: New York, New York

Edgardo Ramos, U.S. District Judge

Dated: November 27, 2023

Respectfully submitted,

GENESIS GLOBAL CAPITAL LLC

SECURITIES AND EXCHANGE
COMMISSION

By: -----IsI Jason P. Gottlieb-----

By: -----IsI Edward J. Reilly-----

Jason P. Gottlieb
Morrison Cohen LLP
909 3rd Ave
New York, NY 10022
(212) 735-8837
jgottlieb@morrisoncohen.com

Edward Reilly
100 F Street NE
Washington, DC 20549
(202) 802-5846
reillyed@sec.gov

Attorneys for Defendant Genesis Global
Capital LLC

Attorneys for Plaintiff Securities and
Exchange Commission

GEMINI TRUST COMPANY LLC

By: -----IsI Jack F. Baughman-----

Jack F. Baughman
JFB Legal
299 Broadway
Suite 1816
New York, NY, 10007
(757) 904-5374
Attorneys for Defendant Gemini Trust
Company LLC